

Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

APPARATUS FOR RAPID COOLING OF THE BRAIN AND
METHOD OF PERFORMING SAME

the specification which

(check one) ☒ is attached hereto
_____ was filed on _____ as

_____ and was amended by _____.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any material foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) | | | Priority Claimed | |
|------------------------------|-----------|-------------------|------------------|----|
| (Number) | (Country) | (Day/Mo/Yr Filed) | Yes | No |
| _____ | _____ | _____ | Yes | No |
| _____ | _____ | _____ | Yes | No |
| _____ | _____ | _____ | Yes | No |

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

| (Number) | Filing date | Status(patented,pend,aband) |
|-------------------|---------------------|-----------------------------|
| <u>60/030,030</u> | <u>Nov. 4, 1996</u> | <u>Pending</u> |

[For Continuing or Divisional Applications Only]:

I hereby claim the benefit under Title 35, United States Code, Sec.120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec.112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| (Application Serial No) | (Filing Date) | (Status) |
|-------------------------|---------------|----------|
|-------------------------|---------------|----------|

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Daniel Robbins, Reg. No. 30,583

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Santa Fe, NM 87501

Direct Telephone Calls to:
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505-982-6444

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole inventor or first inventor George R. Schwartz

Inventor's signature George R. Schwartz MD

13 March 1997
Date

Residence 257 Hyde Park Estates, Santa Fe, NM 87501

Citizenship United States of America

Post Office Address 257 Hyde Park Estates Santa Fe, NM 87501

Full name of second joint inventor _____

Second Inventor's signature _____

Date

Residence _____

Citizenship _____

Post Office Address _____

Full name of third joint inventor _____

Third Inventor's signature _____

Date

Residence _____

Citizenship _____

Post Office Address _____

Full name of fourth joint inventor _____

Fourth Inventor's signature _____

Date

Residence _____

Citizenship _____

Post Office Address _____



IN THE UNITED STATES PATENT and TRADEMARK OFFICE

Applicant: George R. Schwartz

APPARATUS FOR RAPID COOLING OF THE BRAIN AND
METHOD OF PERFORMING SAME

SMALL ENTITY DECLARATION-INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35 United States Code, to the Patent and Trademark Office with regard to my above identified invention described in the specification filed herewith. I have not assigned, granted, conveyed or licensed-and I am under no obligation under any contract or law to assign, convey or license- any rights in the invention to either (a) any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or (b) any concern which would not qualify as either (i) a small business concern under 37 CFR 1.9(d) or (ii) a non-profit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed- or I am under an obligation under contract or law to assign, grant, convey or license- any rights in the invention is listed below:

Any applicable person, concern or organization is listed below:

Full Name:

Address:

I acknowledge a duty to file, in the above application for patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with that knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent on which this verified statement is directed.

George R. Schwartz, MD
Signature of First/Sole Inventor
George R. Schwartz

13 March 97
Date

Signature of Second Inventor

Date

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